

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

CATHERINE ALEXANDER,

Plaintiff,

-vs-

**TAKE-TWO INTERACTIVE SOFTWARE,
INC., 2K GAMES, INC.; 2K SPORTS, INC.;
WORLD WRESTLING ENTERTAINMENT,
INC.; VISUAL CONCEPTS
ENTERTAINMENT; YUKE'S CO., LTD.; AND
YUKE'S LA INC.,**

Defendants.

Case No. 3:18-cv-00966-SMY

Exhibit List

Presiding Judge: STACI M. YANDLE	Plaintiff's Attorney: Anthony G. Simon Anthony R. Friedman Paul J. Tahan The Simon Law Firm, P.C. R. Seth Crompton The Holland Law Firm	Defendant's Attorney: Dale M. Cendali Joshua L. Simmons Christopher T. Ilardi Miranda D. Means Yungmoon Chang Kirkland & Ellis LLP Michael J. Nester Donovan Rose Nester P.C. Attorneys for Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc. and Visual Concepts Entertainment Curtis Krasik K&L Gates LLP Michael J. Nester Donovan Rose Nester P.C. Attorneys for World Wrestling Entertainment, Inc.
Trial Date:	Court Reporter:	Courtroom Deputy:

September 26-30, 2022	Chris LaBuwi	Stacie Hurst
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Pltf. No.	Deft. No.	Date Marked	Description	Objection	Admitted
1		9/27/22	Certificate of Registration from the U.S. Copyright Office – Dove [ALEXANDER000060-61]		X
2		9/27/22	Certificate of Registration from the U.S. Copyright Office – Rose [ALEXANDER000062]		X
3		9/27/22	Certificate of Registration from the U.S. Copyright Office – Skulls [ALEXANDER000063-64]		X
4		9/27/22	Certificate of Registration from the U.S. Copyright Office – Tribal Addition [ALEXANDER000065-66]		X
5		9/27/22	Certificate of Registration from the U.S. Copyright Office – Tribal Design [ALEXANDER000070-71]		X
11		9/27/22	Photograph of Plaintiff and Mr. Orton [ALEXANDER000036]		X
25		9/27/22	Article: The 20 Coolest Tattoos in WWE History [Zagal Depo Exh 3]		X
26		9/27/22	WWE 2K Franchise Sales Since Apr'2015 [TAKE-TWO_0000982, Snyder Depo Exh 9]		X
27		9/27/22	WWE 2K Franchise Sales Since Apr'2015 [TAKE-TWO_0000983, Snyder Depo Exh 10]		X
28		9/27/22	WWE 2K Franchise Sales Since Apr'2015 [TAKE-TWO_0001332, Snyder Depo Exh 11]		X
29		9/27/22	License between Take-Two Interactive Software, Inc. and World Wrestling Entertainment [TAKE-TWO_0000498-542, Little Depo Exh 2]		X
30		9/27/22	Amendment 1 to License between Take-Two Interactive Software, Inc. and World Wrestling Entertainment [TAKE-TWO_0000543-559, Little Depo Exh 3]		X
31		9/27/22	Master Developer Agreement between Yuke's Co., Ltd. and 2K Sports, Inc. [TAKE-TWO_0000560-609, Little Depo Exh 4] (Confidential)		X
32		9/27/22	Images of Mr. Orton [TAKE-TWO_0000798-822, Little Depo Exh 5]		X

33		9/27/22	Images of Mr. Orton [TAKE-TWO_0000909-929, Little Depo Exh 6]		X
35		9/27/22	IndianVideoGamer.com Interview: WWE 2K18 Executive Producer Mark Little [Little Depo Exh 8]		X
36		9/29/22	United States Securities and Exchange Commission – Form 10-K for Take-Two Interactive Software, Inc. for the fiscal year ended March 31, 2018 [Clark Depo Exh 4]		X
37		9/26/22	Curriculum Vitae of José Zagal dated March 2018	X	X
38		9/27/22	Curriculum Vitae of Ryan Clark dated February 19, 2019		X
42		9/26/22	Physical copy of WWE 2K16, XBOX ONE format [Doc 142-24]		X
43		9/29/22	Packaging and insert of WWE 2K16 XBOX ONE format [Doc 142-24]		X
44		9/26/22	Physical copy of WWE 2K17, XBOX ONE format [Doc 142-25]		X
46		9/26/22	Physical copy of WWE 2K18, XBOX ONE format [Doc 142-26]		X
55		9/27/22	WWE Source Product Submission #17984 [Kiang Depo Exh 5; WWE_Alexander0000207]		X
57		9/27/22	Bryce Yang's 8-6-14 Email Chain [Kiang depo Exh 7; WWE_Alexander0000094]		X
58		9/27/22	Screenshot of WWE 2K15 video of Mr. Orton's tattoos [WWE_Alexander_0000098]		X
80		9/27/22	Photographs of the rose tattoo on Randy Orton [ALEXANDER000018-19]		X
81		9/27/22	Photographs of the dove tattoo on Randy Orton [ALEXANDER000012-14]		X
82		9/27/22	Photographs of the skulls tattoo on Randy Orton [ALEXANDER000023-24]		X
83		9/27/22	Photographs of the tribal tattoo on Randy Orton [ALEXANDER000028]		X
84		9/27/22	Photographs of the tribal addition tattoo on Randy Orton [ALEXANDER000004]		X
105		9/28/22	WWE 2K16 video [TAKE-TWO_0000178.mp4]		X
153		9/27/22	Video compilation of selected game play sessions from WWE 2K16 (selections from Exhibit 150)		X

154		9/27/22	Video compilation of selected game play sessions from WWE 2K17 (selections from Exhibit 151)		X
155		9/27/22	Video compilation of selected game play sessions from WWE 2K18 (selections from Exhibit 152)		X
156		9/27/22	Joint deposition designations of Mark Little		Admitted as part of the Court record ONLY.
157		9/27/22	Joint deposition designations of Edward Kiang		Admitted as part of the Court record ONLY.
158		9/27/22	Joint deposition designations of Chris Snyder		Admitted as part of the Court record ONLY.
162		9/28/22	– Screenshots from Plaintiff’s Trial Exhibit 42		X
163		9/28/22	Plaintiff’s Trial Exhibit 163 - Copies of page 151 and 153 from Nina G. Jablonski’s book		X
164		9/29/22	Photograph of Chris Jericho’s arm tattoo	X	X
	5	9/27/22	WWE 2K16 Gameplay Image of Randy Orton (Bogost Rpt. at 28)		X
	7	9/28/22	WWE 2K16 Gameplay - Roman Reigns vs. Randy Orton		X
	9	9/28/22	WWE 2K16 Gameplay - Royal Rumble		X
	10	9/27/22	WWE 2K16 Gameplay - Randy Orton vs. John Cena		X
	11	9/27/22	WWE 2K16 Gameplay - Seth Rollins vs. Stone Cold Steve Austin		X
	16	9/27/22	WWE 2K17 Gameplay - Royal Rumble		X
	24	9/27/22	WWE 2K18 Gameplay Image of Randy Orton (Bogost Rpt. at 29)		X
	28	9/27/22	WWE 2K18 Gameplay - Royal Rumble		X
	85	9/28/22	September 1, 2009 Booking Contract between World Wrestling Entertainment, Inc. and Randal Orton, Bates stamped WWE_Alexander0000001–WWE_Alexander0000026 (Confidential)		X

	103	9/27/22	State of Missouri Patron Consent Form (Alexander Dep. Ex. 2)		X
	151	9/29/22	Photo of WWE 2K Gameplay (Bogost Rpt. at 29)		X
	153	9/27/22	Photo of WWE 2K Gameplay (Bogost Rpt. at 30)		X
	154	9/29/22	Questionnaire (Sample Web Screenshots) (Jay Report App. D)		X
	157	9/29/22	Main Reasons and Other Reasons Survey Respondents Gave for Buying a WWE 2K Video Game (Jay Report App. H)		X
	158	9/29/22	Which Wrestlers' Depiction Was a Reason for Buying a WWE 2K Video Game and What Features of Aspects of Their Appearance Were Important to Depict (Jay Report App. I)		X
	165	9/28/22	Image of merchandise titled "RANDY ORTON Med THE LEGEND Killer 2002 WWE Wwf WRESTLING Tee Shirt New Deadstock," available at https://www.ebay.com/itm/RANDY-ORTON-Med-THE-LEGEND-Killer-2002-WWE-Wwf-WRESTLING-Tee-Shirt-New-Deadstock/353067731803?hash=item52347a0b5b:g:eaEAAOSw9~xerxug		X
	166	9/28/22	Image of merchandise titled "2004 WWF UNFORGIVEN Promo T-SHIRT Triple H VS Randy Orton WWE Rare VTG RAW L," available at https://www.ebay.com/itm/2004-WWF-UNFORGIVEN-Promo-T-SHIRT-Triple-H-VS-Randy-Orton-WWE-Rare-VTG-RAW-L/263906290659?hash=item3d720a6be3:g:arcAAOSwKWxbh0Hd		X
	170	9/29/22	Demonstratives for Use with Ian Bogost, Ph.D.	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.
	171	9/28/22	Demonstratives for Use with Nina Jablonski, Ph.D.	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.

	172	9/29/22	Demonstratives for Use with E. Deborah Jay, Ph.D.	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.
	173	9/28/22	Demonstratives for Use with Edward Kiang	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.
	175	9/29/22	Demonstratives for Use with James Malackowski	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.
	176	9/28/22	Demonstratives for Use with Randy Orton	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.
	177	9/27/22	Demonstratives for Use with Chris Snyder	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.
	183	9/29/22	Spreadsheet titled "WWE 2K Franchise sales since Apr'2015", produced as TAKE-TWO_0001447 (Highly Confidential)		X
	206	9/28/22	Poster Advertising Pay-Per-View Event Titled WWE Vengeance		X
	208	9/28/22	Poster Advertising Pay-Per-View Event Titled WWE No Mercy		X
	209	9/28/22	Poster Advertising Pay-Per-View Event Titled WWE Backlash		X
	214	9/28/22	Poster Advertising Pay-Per-View Event Titled Payback		X
	215	9/28/22	Poster Advertising Pay-Per-View Event Titled The Greatest Wrestling Match Ever: BackLash		X
	255	9/28/22	Photograph of Randy Orton (2002, forearms, front view)		X
	256	9/28/22	Photograph of Randy Orton (2002, biceps, arms crossed, front view)		X

	257	9/28/22	Photograph of Randy Orton (2002, biceps, back view)		X
	258	9/28/22	Photograph of Randy Orton (2002, left bicep, front view)		X
	259	9/28/22	Photograph of Randy Orton (2003, biceps, shoulders, back view)		X
	260	9/28/22	Photograph of Randy Orton (2003, right bicep, back and zoomed-in view)		X
	261	9/28/22	Photograph of Randy Orton (2003, right shoulder, zoomed-in view)		X
	262	9/28/22	Photograph of Randy Orton (2004, left bicep, left forearm, side view)		X
	263	9/28/22	Photograph of Randy Orton (2004, left bicep, partial right bicep, back view)		X
	264	9/28/22	Photograph of Randy Orton (2005, left bicep, side view)		X
	265	9/28/22	Photograph of Randy Orton (2005, forearms, hands in air, front view)		X
	266	9/28/22	Photograph of Randy Orton (2005, forearms, hands in air, back view)		X
	267	9/28/22	Photograph of Randy Orton (2006, right bicep, partial right forearm, partial back, side view)		X
	268	9/28/22	Photograph of Randy Orton (2006, back, biceps, hands in air, back view)		X
	269	9/28/22	Photograph of Randy Orton (2007, back, partial biceps, back view)		X
	270	9/28/22	Photograph of Randy Orton (2007, right forearm, Samantha)		X
	271	9/28/22	Photograph of Randy Orton (2008, sleeves, front view)		X
	272	9/28/22	Photograph of Randy Orton (2008, sleeves, arms crossed, front view)		X
	273	9/28/22	Photograph of Randy Orton (2008, right sleeve, back view)		X
	274	9/28/22	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in back view)		X
	275	9/28/22	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in back view)		X
	276	9/28/22	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in back view)		X
	277	9/28/22	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in front view)		X

	278	9/28/22	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in front view)		X
	279	9/28/22	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in side view)		X
	280	9/28/22	Photograph of Randy Orton (2008, partial sleeve, Alanna)		X
	281	9/28/22	Photograph of Randy Orton (2008, partial sleeve, Alanna)		X
	282	9/28/22	Photograph of Randy Orton (2008, left partial sleeve)		X
	283	9/28/22	Photograph of Randy Orton (2008, partial sleeve, dove)		X
	284	9/28/22	Photograph of Randy Orton (2008, partial sleeve, dove)		X
	285	9/28/22	Photograph of Randy Orton (2008, left partial sleeve, dove, back view)		X
	286	9/28/22	Photograph of Randy Orton (2008, sleeves, front view)		X
	287	9/28/22	Photograph of Randy Orton (2008, right sleeve, side view)		X
	288	9/28/22	Photograph of Randy Orton (2008, left sleeve, side view)		X
	289	9/28/22	Photograph of Randy Orton (2008, sleeves, front view)		X
	290	9/28/22	Photograph of Randy Orton (2009, left sleeve, front view)		X
	291	9/28/22	Photograph of Randy Orton (2009, right sleeve, front view)		X
	292	9/28/22	Photograph of Randy Orton (2009, sleeves, back view)		X
	293	9/28/22	Photograph of Randy Orton (2010, sleeves, front view)		X
	294	9/28/22	Photograph of Randy Orton (2010, left sleeve, side view)		X
	295	9/28/22	Photograph of Randy Orton (2010, sleeves, arms crossed, side view)		X
	296	9/28/22	Photograph of Randy Orton (2011, sleeves, front view)		X
	297	9/28/22	Photograph of Randy Orton (2011, sleeves, back view)		X
	298	9/28/22	Photograph of Randy Orton (2011, sleeves, arms crossed, front view)		X
	299	9/28/22	Photograph of Randy Orton (2012, left sleeve, side view)		X

	300	9/28/22	Photograph of Randy Orton (2012, sleeves, back view)		X
	301	9/28/22	Photograph of Randy Orton (2012, right sleeve, side view)		X
	302	9/28/22	Photograph of Randy Orton (2013, right sleeve, side view)		X
	303	9/28/22	Photograph of Randy Orton (2013, sleeves, back view)		X
	304	9/28/22	Photograph of Randy Orton (2013, left sleeve, side view)		X
	305	9/28/22	Photograph of Randy Orton (2014, right sleeve, side view)		X
	306	9/28/22	Photograph of Randy Orton (2014, sleeves, back view)		X
	307	9/28/22	Photograph of Randy Orton (2014, left sleeve, side view)		X
	308	9/28/22	Photograph of Randy Orton (2014, sleeves, front view)		X
	309	9/28/22	Photograph of Randy Orton (2014, sleeves, front view)		X
	310	9/28/22	Photograph of Randy Orton (2014, sleeves, back view)		X
	311	9/28/22	Photograph of Randy Orton (2014, sleeves, arms crossed, zoomed-in front view)		X
	312	9/28/22	Photograph of Randy Orton (2015, sleeves, back view)		X
	313	9/28/22	Photograph of Randy Orton (2015, sleeves, wingspan, 3/4 view)		X
	314	9/28/22	Photograph of Randy Orton (2015, sleeves, front view)		X
	315	9/28/22	Photograph of Randy Orton (2016, sleeves, back view)		X
	316	9/28/22	Photograph of Randy Orton (2016, sleeves, front view, wearing sleeveless hoodie)		X
	317	9/28/22	Photograph of Randy Orton (2016, left sleeve, 3/4 view, wearing sleeveless hoodie)		X
	318	9/28/22	Photograph of Randy Orton (2016, right sleeve, 3/4 view, wearing sleeveless hoodie)		X
	319	9/28/22	Photograph of Randy Orton (2016, sleeves, front view, wearing sleeveless hoodie)		X
	320	9/28/22	Photograph of Randy Orton (2017, sleeves, front view)		X
	321	9/28/22	Photograph of Randy Orton (2017, sleeves, 3/4 view)		X

	322	9/28/22	Photograph of Randy Orton (2017, sleeves, 3/4 view)		X
	323	9/28/22	Photograph of Randy Orton (2017, sleeves, back view)		X
	324	9/28/22	Photograph of Randy Orton (2017, sleeves, back view)		X
	325	9/28/22	Photograph of Randy Orton (2018, sleeves, front view)		X
	326	9/28/22	Photograph of Randy Orton (2018, right sleeve, side view)		X
	327	9/28/22	Photograph of Randy Orton (2018, sleeves, back view)		X
	328	9/28/22	Photograph of Randy Orton (2018, left sleeve, side view)		X
	329	9/28/22	Photograph of Randy Orton (2018, sleeves, 3/4 view)		X
	330	9/28/22	Demonstratives for Use with Alfredo Brody	Demonstrative, Not Produced to Plaintiff	Admitted as part of the Court record ONLY.